

JAN - 9 2017



DSHW-2017-000169

Clean Harbors Aragonite, LLC.  
11600 N Aptus Road  
P.O. Box 1339  
Aragonite, UT 84029

January 6, 2017

Sent Via Certified Mail / Return Receipt Requested:

Mr. Scott T. Anderson, Director  
Division of Waste Management & Radiation Control  
Department of Environmental Quality  
195 North 1950 West  
P.O. Box 144880  
Salt Lake City, UT 84114-4880

**RE: Temporary Authorization Request for Class 2 Permit Modification 3.D.9.  
Clean Harbors Aragonite, LLC.  
EPA ID No. UTD981552177**

Dear Mr. Anderson:

Pursuant to 40 CFR 270.42(e)(2)(i)(A), Clean Harbors Aragonite, LLC ("CHA") is requesting an extension to temporary authorization DSHW-2016-011123 which allowed CHA to stage incoming van trailers prior to off-loading their contents for up to 15 days rather than 10 days. This temporary authorization includes a class 2 permit modification request for 3.D.9 of Module 3 of the facilities RCRA part B Permit.

CHA needs to extend this Temporary Authorization for an additional 180 days, and also to allow staging of incoming van trailers prior to off-loading their contents extended up to 20 days rather than 15 days for 30 van trailers, which as of today have exceeded 10 days, for all other van trailers the off-load time will remain 15 days.

This extension is necessary in order to address complications in processing waste caused by weather conditions that have caused delays for thawing waste and equipment, an unscheduled outage due to fouled scrubber packing in the first stage, and interruptions to waste feed which were caused by complications in the baghouse, CHA also experienced complications with the second stage scrubber, which caused the facility to move a planned outage to an earlier date. All of these unforeseen complications occurred within the 180 days of the initial temporary authorization.

In conjunction with the extension requested to the temporary authorization indicated above, CHA is hereby requesting a permit modification to 3.D.9. of module 3 of the facility's RCRA part B permit:

3.D.9 contains the following language:

“The Permittee shall unload any transport vehicle carrying containers within ten days of being received at the facility.”

CHA would like to modify 3.D.9. to read as follows:

**The Permittee shall unload any transport vehicle carrying containers within ten days of being received at the facility.** In the event the Permittee cannot unload a received vehicle within the ten days, the Permittee may request verbal approval from the Division of Waste Management & Radiation Control (DWMRC) to extend the timeframe on a temporary basis. This approval is to be followed by written notification to the Director within seven days of the verbal approval.

Per 40 CFR 270.42(e)(2)(i)(B)(ii): The temporary authorization request includes:

(A) A description of the activities to be conducted under the temporary authorization;

The Permittee shall provide a timeline for the use of the extension and will take steps to ensure they are able to unload transport vehicles carrying containers within 10 days as soon as possible.

(B) An explanation of why the temporary authorization is necessary

The facility had unforeseen maintenance shutdown event, which resulted in the processing of material to be brought to a standstill causing limited storage. This temporary authorization is requested so that the facility can respond to the sudden changes in the quantities of waste managed under the current facility permit as well as protect human health and the environment. The additional time will allow the facility to resume normal operations.

(C) Sufficient information to ensure compliance with 40 CFR part 264 standards.

The change CHA is purposing is in compliance with 40 CFR part 264 and has no negative effect on our performance standards.

Additionally, this request meets the requirements of 40 CFR 270.42(e)(3)(ii)(C);

(ii) The temporary authorization is necessary to achieve one of the following objectives before action is likely to be taken on a modification request:

(A) To facilitate timely implementation of closure or corrective action activities;

(B) To allow treatment or storage in tanks or containers, or in containment buildings in accordance with 40 CFR part 268;

(C) To prevent disruption of ongoing waste management activities; **(To allow additional time to address unscheduled maintenance needs.)**

(D) To enable the permittee to respond to sudden changes in the types or quantities of the wastes managed under the facility permit; (To allow for the ability to better manage unexpected business opportunities and / or necessities – examples include, but are not limited to: response to natural disasters, unplanned outages at other Clean Harbors facilities, etc.) or

(E) To facilitate other changes to protect human health and the environment.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision according to a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Should you have any questions concerning this matter, please contact me at the information provided below or Michael Marlowe at (435) 884-8351.

Sincerely,



Tyler Lee  
Compliance Manager, Incineration - Aragonite  
Clean Harbors Environmental Services  
(435) 884-8122 (office)  
Email: lee.tyler@cleanharbors.com

Cc: Jeff Coombs, E.H.S., M.P.A., Health Officer, Tooele County Health Department